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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, |) | No.: CR 05-125 PJH |
| |) | |
| Plaintiff, |) | PARTIES' STIPULATION AND |
| |) | PROPOSED ORDER EXCLUDING |
| vs. |) | TIME PURSUANT TO 18 U.S.C. § 3161 |
| |) | |
| KENNETH M. KELLY, |) | |
| |) | |
| Defendant. |) | |

The parties stipulate and agree, and the Court finds and holds, as follows:

- The parties last appeared before this Court on Wednesday, August 8, 2007 for status. At that time, defense counsel requested that the matter be continued until September 12, 2007 for further status.
- Defense counsel advised the Court that additional time was necessary to effectively prepare and file documents relevant to an interlocutory appeal in the matter.
- The parties respectfully request that the remain calendared for September 12, 2007 for status and request a further exclusion of time, pursuant to 18 U.S.C. § 3161(h)(1)(J). Additionally, pursuant to 18 U.S.C. § 3161 (h)(8)(A), the ends of justice outweigh the interests

1 of the public and defendant in a speedy trial because the defendant requires additional time to
2 prepare effectively for the appeals process.

3
4 SO STIPULATED.

5 DATED: August 9, 2007

Respectfully Submitted,

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8 /s/
SUSAN R. JERICH
Assistant United States Attorney

9 DATED:

10 /s/
11 Elizabeth Falk
12 Counsel for Defendant Castellanos

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14
15 DATED: 8/20/07

16 HON. Phyllis J. Hamilton
United States District Court



1 the public and defendant in a speedy trial because the defendant requires additional time to
2 prepare effectively for the appeals process.

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4 SO STIPULATED.

5 DATED: August 9, 2007

Respectfully Submitted,

6
7
8 /s/ [Signature]
SUSAN R. JERICH
Assistant United States Attorney

9 DATED:

10
11 /s/ [Signature]
Elizabeth Falk
Counsel for Defendant Castellanos

12
13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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15 DATED:

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United States District Court

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2 prepare effectively for the appeals process.

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4 SO STIPULATED.

5 DATED: August 9, 2007

Respectfully Submitted,

6
7
8 /s/
SUSAN R. JERICH
Assistant United States Attorney

9 DATED: 8/17/07

10 Elizabeth Falk
11 Elizabeth Falk
12 Counsel for Defendant Castellanos

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14
15 DATED:

16 HON. Phyllis J. Hamilton
United States District Court